

COUNTY OF YORK

MEMORANDUM

DATE: September 12, 2003 (BOS Mtg. 10/7/2003)

TO: York County Board of Supervisors

FROM: James E. Barnett, County Attorney

SUBJECT: Realignment and Vacation of a Portion of Theatre Road (State Route 706)

In connection with the development of the Tabb area Wal-Mart at the intersection of Route 17 and Victory Boulevard, a portion of Theatre Road (located across Route 17 from the Wal-Mart site) needed to be realigned. Attached is a reduced copy of a plat showing the portion of Theatre Road which needs to be abandoned, as well as a new roadway consisting of a realigned segment of Theatre Road and a new stub street identified on the plat as Josephs Drive, which need to be added to the state secondary system of highways. The attached resolution, if adopted, would abandon that portion of Theatre Road rendered unnecessary by virtue of the realignment, and request the Virginia Department of Transportation (VDOT) to add newly realigned Theatre Road and Josephs Drive to the state secondary system of highways. The state code provisions referenced in the resolution, namely, §§ 33.1-150, 33.1-155, and 33.1-229, authorize the governing body of a county, acting together with the Commonwealth Transportation Commission (through VDOT, its representative) to realign roads as necessary, provided that the local governing body shall adopt an appropriate resolution officially abandoning the discontinued portions of the road. The format for resolution R03-124 follows the standard format provided by VDOT. The work on this project was completed some time ago, but it has taken additional time to complete the administrative work required to finalize the plat and have the property owner sign a deed conveying easements to the City of Newport News.

I recommend the approval of Resolution R03-124.

Barnett/3340:swb

Attachments

- Plat showing subject property
- Resolution R03-124